

ANALYSIS

This ordinance amends Title 22 – Planning and Zoning of the Los Angeles County Code, repealing existing regulations in Sections 22.20.065 and 22.24.065 related to yard sales and adding a new Part 30 to regulate yard sales. The purpose of this Part 30 is to establish comprehensive standards for the sale of personal property at a yard sale in all zones in the unincorporated areas of the County. Under this Part 30, yard sales shall be permitted on one designated weekend per month, and up to two non-designated weekends during the calendar year.

MARY C. WICKHAM
Interim County Counsel

By *Sari J. Steel*
SARI J. STEEL
Principal Deputy County Counsel
Property Division

SJS:ss

Requested: 06/05/15

Revised: 10/28/15

ORDINANCE NO. _____

An ordinance amending Title 22 – Planning and Zoning of the Los Angeles County Code, repealing existing regulations in Sections 22.20.065 and 22.24.065 related to yard sales and adding a new Part 30 to regulate yard sales, to establish comprehensive standards for the sale of personal property at a yard sale in all zones in the unincorporated areas of the County.

The Board of Supervisors of the County of Los Angeles ordains as follows:

SECTION 1. Sections 22.20.065 and 22.24.065 of Title 22 are hereby repealed in their entirety.

SECTION 2. Part 30 Chapter 22.52 is hereby added to read as follows:

PART 30

YARD SALES

22.52.3100 Purpose.

22.52.3110 Permitted Yard Sales.

22.52.3120 Designated Weekends for Yard Sales.

22.52.3130 Registration Required for Additional Yard Sales.

22.52.3140 Operational Standards for Yard Sales.

22.52.3100 Purpose.

The purpose of this Part 30 is to establish comprehensive standards for the sale of personal property at a yard sale on property with an existing residential use in all zones in the unincorporated areas of the County. Subject to the requirements of this

Part 30, these sales shall be permitted on one designated weekend per month, and up to two non-designated weekends during the calendar year.

22.52.3110 Permitted Yard Sales.

Subject to the limitations in Sections 22.50.3120 and 22.52.3130, a yard sale shall be permitted in all zones as accessory to any residential use on any property that contains one or more dwelling units. Each dwelling unit on a property shall be permitted to conduct its own yard sale pursuant to this Part 30.

22.52.3120 Designated Weekends for Yard Sales.

Except as provided in Section 22.52.3130, yard sales shall be permitted on "designated weekends" only. For the purposes of this Part 30, a designated weekend shall be defined as the last weekend of the month where both Saturday and Sunday fall within the same month. No yard sale shall be allowed on Monday through Friday in any month.

22.52.3130 Registration Required for Additional Yard Sales.

A. In addition to yard sales permitted pursuant to Section 22.52.3120, up to two additional yard sales shall be permitted in any calendar year on a "non-designated weekend." For the purposes of this Part 30, a "non-designated weekend" shall be defined as any weekend of a month that is not a designated weekend, where both Saturday and Sunday fall within the same weekend. Prior to conducting any such additional yard sale, the operator of the yard sale shall register the yard sale with the Department of Regional Planning on a form prescribed by said department. Proof of registration shall be made available by the operator for inspection during the yard sale.

A record of yard sales conducted on non-designated weekends shall be kept by the Department of Regional Planning.

B. When either a warning or a Final Zoning Enforcement Order is issued by the Department of Regional Planning for failure to register prior to conducting the yard sale, the operator shall retroactively register the yard sale within 15 calendar days of the date specified in the warning or order. Retroactive registration will not be permitted for a second or subsequent violation of Section 22.52.3130 that occurred within the same calendar year.

22.52.3140 Operational Standards for Yard Sales.

Yard sales authorized pursuant to this Part 30 shall comply with the following:

A. Authorized Operators. The property owner(s) or tenant(s) of the dwelling unit associated with the yard sale shall be the only persons permitted to conduct the yard sale.

B. Hours of Operation. A yard sale shall be held between the hours of 7:00 a.m. and 6:00 p.m., only.

C. Items Allowed to be Sold. The items allowed to be sold at a yard sale shall be limited to secondhand, household, or incidental personal items owned by the property owner(s) or tenant(s) of the dwelling unit conducting the yard sale. This Part 30 shall not authorize the sale of new items or new merchandise acquired for resale at a yard sale.

D. Display of Items to be Sold. Items for sale at a yard sale shall be displayed only in the front and/or side yard of the residence or dwelling unit associated

with the yard sale. No yard sale items shall be displayed for sale in any public right-of-way.

E. Signage. Yard sale operators may have a maximum of two temporary signs advertising the yard sale, which sign(s) shall be placed on the involved residence or dwelling unit. Each sign shall have a maximum area of four square feet, and may only be displayed one day prior to, and during, the yard sale, and shall be removed immediately after the yard sale has ended. No yard sale signs shall be placed in the public right-of-way.

[2220065SSCC]

EXECUTIVE OFFICE – BOARD OF SUPERVISORS

AGENDA ENTRY

DATE OF MEETING	November 17, 2015
DEPARTMENT NAME:	Office of the County Counsel
BOARD LETTERHEAD:	Office of the County Counsel
SUPERVISORIAL DISTRICT AFFECTED:	ALL
VOTES REQUIRED:	3
CHIEF INFORMATION OFFICER'S RECOMMENDATION:	<input type="checkbox"/> APPROVE <input type="checkbox"/> APPROVE WITH MODIFICATION <input type="checkbox"/> DISAPPROVE

****** ENTRY MUST BE IN MICROSOFT WORD ******

Instructions: To comply with the Brown Act requirement, the reader should fully understand what the department is asking the Board to approve. The recommendation must describe what the action is for, with whom the action is being taken, fiscal impact, including money amounts, funding sources and effective dates. Also, include an instruction for the Chair(man) or Director to sign when such signature is required on a document.

Recommendation: Approve ordinance for adoption repealing existing regulations and adding a new Part 30 of Chapter 22.52 of Title 22 to regulate yard sales including the establishment of new, comprehensive standards for the sale of personal property at yard sales in all zones in the unincorporated areas of the County. (On May 26, 2015, the Board indicated its intent to approve.) (County Counsel) (Relates to Agenda No. 9)